

IT IS THE RESPONSIBILITY OF COUNSEL TO READ THE ENTIRE ORDER
UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

Wayne Austin and Kaye Austin,

Plaintiff(s),

vs

Evans & Luptak, P.L.C., et al

Defendant(s).

Case No: 09-14147

Honorable Victoria A. Roberts

Magistrate Judge Hluchaniuk

SCHEDULING ORDER (PHASE I)

**PLEASE DOCKET IMMEDIATELY;
NO FURTHER NOTICE OF THESE DATES WILL BE SENT**

1. Exchange of Initial Disclosures under FRCP 26(a)(1): N/A.
2. Deadline to Amend: 3/17/10.
3. Deadline for identification of all fact witnesses: 4/15/10.
4. Fact Discovery Motions **must be filed by:** 4/30/10.
5. Deadline for **completing initial discovery:** 6/1/10.
6. Non-binding mediation: Must be completed by 7/15/10.
7. Status Conference date and time: 7/27/10 at 4:00 pm.

PLEASE NOTE THE FOLLOWING:

1. The parties **may not stipulate** to extend any dates if it impacts the settlement conference date set by the Court.
2. **Briefing Schedule:** Unless specifically addressed in this Order, the local court rules

apply for filing responses and replies to motions.

3. **All briefs** shall comply strictly with LR 7.1 (Statement of Issues, Statement of Controlling/Most Appropriate Authority), and, in addition, must contain a Table of Contents, an Index of Authorities and an Index of Exhibits. The Exhibits must be tabbed. For cases and other sources cited, the briefs should contain a link to the citation. Cases should not be attached. **Counsel are to highlight relevant portions of exhibits to which the Court's attention should be directed.** Furthermore, the format requirements as set forth in LR 5.1 must be strictly adhered to.
4. **Motion hearings:** Pursuant to L.R. 7.1(e)(2), the Court will decide motions on the briefs filed, **UNLESS** the Court issues a Notice of Motion Hearing.
5. Counsel are advised to **bring their calendars** to the Settlement Conference because if the case fails to settle, the Court will set other dates, through trial, at that time.
6. **No dispositive motions** are allowed prior to the conclusion of the Settlement Conference.

THE ABOVE CONSTITUTES AN ORDER OF THIS COURT.

Dated: 3/12/10

/s/ Victoria A. Roberts
Honorable Victoria A. Roberts
United States District Court

(Revised 8/27/07)